

ASSEMBLY BILL

No. 1434

Introduced by Assembly Member Shirley Horton

February 22, 2005

An act to amend Section 1725 of the Health and Safety Code, relating to home health agencies.

LEGISLATIVE COUNSEL'S DIGEST

AB 1434, as introduced, Shirley Horton. Home health agencies: licensing enforcement.

Existing law requires private or public organizations, including, but not limited to, any partnership, corporation, political subdivision of the state, or other governmental agency within the state, to obtain a home health agency license before providing or arranging for the provision of skilled nursing services in the home. Existing law provides for licensing of home health agencies by the State Department of Health Services. Existing law gives the department full range of authority over accredited home health agencies to ensure the licensure and accreditation requirements are met, including the entire scope of enforcement sanctions and options available for unaccredited home health agencies. Existing law makes a violation of these licensing provisions a crime.

This bill would state the Legislature's intent that the department provide appropriate enforcement authority to ensure that unlicensed entities are not providing skilled nursing services in the home, except as specified.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1725 of the Health and Safety Code is
2 amended to read:
3 1725. It is the purpose of this chapter to license home health
4 agencies in order to protect the health and safety of the people of
5 California. By passing a licensing act it is the intent of the
6 Legislature to require all organizations ~~which~~ *that* provide skilled
7 nursing services to patients in the home to obtain a home health
8 agency license. It is the further intent that the State Department
9 of Health Services shall establish high standards of quality for
10 home health agencies *and provide appropriate enforcement*
11 *authority to ensure that unlicensed entities are not providing*
12 *skilled nursing services in the home, with the exceptions set forth*
13 *in Section 1726.*

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